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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 5718-4A

First Inventor or Application Identifier: Johal and Gray

Title of Invention: METHODS AND COMPOSITIONS FOR  
CONTROLLING CELL DEATH AND DISEASE RESISTANCE  
IN PLANTS

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WASHINGTON, DC 20231

Transmitted herewith for filing in the United States Patent Office is a patent application for:

Inventors: Gurmukh S. Johal and John Gray

1. ☒ The Filing Fee has been calculated as shown below:  
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	No. Filed	No. Extra	Small Entity Rate	Fee 0	Large Entity Rate	Fee 1
BASIC FEE				\$0		\$760
TOTAL CLAIMS:	30 - 20 =	10		X 9 = \$0		x 18 = \$180
INDEP CLAIMS:	3 - 3 =	0		X 39 = \$0		x 78 = \$0
<input checked="" type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED				+130 = \$		+260 = \$260
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The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 16-0605.

- a. ☒ Fees required under 37 CFR 1.16 (National filing fees).  
b. ☒ Fees required under 37 CFR 1.17 (National application processing fees).  
☒ A check in the amount of \$ 1,200.00 is enclosed.  
☐ The above filing fee will be paid along with Applicant(s) Response to the Notice to File Missing Parts.
2. ☒ Specification; Total Pages 45
3. ☒ 1 Sheets of Formal Drawing(s) (35 USC 113)

4. ☐ Declaration and Power of Attorney; [Total Pages \_\_\_\_]  
     a. ☐ Newly executed (original or copy)  
     b. ☐ Copy from a prior application (37 CFR 1.63(d))  
         *(for continuation/divisional with Box 16 completed)*  
         i. ☐ DELETION OF INVENTOR(S) Signed statement  
            attached deleting inventor(s) named in the prior  
            application, see 37 CFR 1.63(d)(2) & 1.33(b).
5. ☐ Microfiche Computer Program (Appendix)
6. ☒ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)  
     a. ☒ Computer Readable Copy  
     b. ☒ Paper Copy (identical to computer copy)  
     c. ☒ Statement verifying identity of above copies

• **ACCOMPANYING APPLICATION PARTS**

7. ☐ Assignment Papers (cover sheet & document(s) (including \$40.00 fee)
8. ☐ 37 CFR 3.73(b) Statement *(when there is an assignee)*; ☐ Power of Attorney
9. ☐ English Translation Document *(if applicable)*
10. ☐ Information Disclosure Statement (IDS)/PTO-1449; \_\_\_\_ Copies of IDS Citations
11. ☐ Preliminary Amendment
12. ☒ Return Receipt Postcard (MPEP 503) *(Should be specifically itemized)*
13. ☐ Small Entity Statement(s)  
     ☐ Statement filed in prior application; status still proper and desired.
14. ☐ Certified Copy of Priority Document(s) *(if foreign priority is claimed)*  
     Foreign Priority is \_\_\_\_\_
15. ☐ Other: \_\_\_\_\_
16. **If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment:**  
     ☐ Continuation    ☐ Divisional    ☒ Continuation in Part (CIP)  
     of prior application No: 08/810,009; March 4, 1997

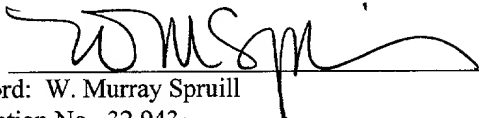
Prior Application Information: Examiner To be Assigned    Group/Art Unit: 1803

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. **CORRESPONDENCE ADDRESS**

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Danielle S. Klement

## METHODS AND COMPOSITIONS FOR CONTROLLING CELL DEATH AND DISEASE RESISTANCE IN PLANTS

### CROSS REFERENCES TO RELATED APPLICATIONS

This application is a continuation-in-part of U.S. Application Serial No. 08/810,009, filed on March 4, 1997, which is hereby incorporated herein in its entirety by reference.

### FIELD OF THE INVENTION

The invention relates to the genetic manipulation of plants, particularly to novel genes and proteins and their uses in regulating cell death and disease resistance in plants.

### BACKGROUND OF THE INVENTION

A host of cellular processes enable plants to defend themselves from disease caused by pathogenic agents. These processes apparently form an integrated set of resistance mechanisms that is activated by initial infection and then limits further spread of the invading pathogenic microorganism.

Subsequent to recognition of a potentially pathogenic microbe, plants can activate an array of biochemical responses. Generally, the plant responds by inducing several local responses in the cells immediately surrounding the infection site. The most common resistance response observed in both nonhost and race-specific interactions is termed the "hypersensitive response" (HR). In the hypersensitive response, cells contacted by the pathogen, and often neighboring cells, rapidly collapse and dry in a necrotic fleck. Other responses include the deposition of callose, the physical thickening of cell walls by lignification, and the synthesis of various antibiotic small molecules and proteins. Genetic factors in both the host and the pathogen determines the specificity of these local responses, which can be very effective in limiting the spread of infection.

Many environmental and genetic factors cause general leaf necrosis in maize and other plants. In addition, numerous recessive and dominant genes have been

reported which cause discreet necrotic lesions to form. These lesion mutants mimic disease lesions caused by various pathogenic organisms of maize. For example, *Les1*, a temperature-sensitive conditional lethal mutant, mimics the appearance of *Helminthosporium maydis* on susceptible maize.

5 Many genes causing necrotic lesions have been reported. The pattern of lesion spread on leaves is a function of two factors: lesion initiation and individual lesion enlargement.

The *lethal leaf spot-1 (lls1)* mutation of maize is inherited in a recessive monogenic fashion and is characterized by the formation of scattered, necrotic leaf spots (lesions) that expand continuously to engulf the entire tissue. Since *lls1* spots show striking resemblance to lesions incited by race 1 of *Cochliobolus* (*Helminthosporium*) *carbonum* on susceptible maize, this mutation has been grouped among the class of genetic defects in maize called "disease lesion mimics."

10 Lesion mimic mutations of maize have been shown to be specified by more than forty independent loci. These lesion mimic plants produce discreet disease-like symptoms in the absence of any invading pathogens. It is intriguing that more than two thirds of these mutations display a partially dominant, gain-of-function inheritance, making it the largest class of dominant mutants in maize, and suggesting the involvement of a signaling pathway in the induction of lesions in these mutations. 15 Similar mutations have also been discovered in other plants including *Arabidopsis* and barley. 20

Despite the availability of the large number of lesion mimic mutations in plants, the mechanistic basis and significance of this phenomenon, and the wild-type function of the genes involved, has remained elusive. The understanding of the molecular and cellular events that are responsible for plant disease resistance remains rudimentary. This is especially true of the events controlling the earliest steps of active plant defense, recognition of a potential pathogen and transfer of the cognitive signal throughout the cell and surrounding tissue. 25

Diseases are particularly destructive processes resulting from specific causes and characterized by specific symptoms. Generally the symptoms can be related to a 30

specific cause, usually a pathogenic organism. In plants, a variety of pathogenic organisms cause a wide variety of disease symptoms. Because of the lack of understanding of the plant defense system, methods are needed to protect plants against pathogen attack.

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## SUMMARY OF THE INVENTION

Compositions and methods for suppressing cell death and controlling disease resistance in plants are provided. The compositions, cell death suppressing proteins and the genes encoding such proteins, are useful for activating disease resistance, enhancing plant cell transformation efficiency, engineering herbicide resistance, genetically targeting cell ablations, and other methods involving the regulation of cell death and disease resistance in plants.

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Additionally, novel promoter sequences are provided for the expression of genes in plants.

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## BRIEF DESCRIPTION OF THE DRAWINGS

Figure 1 sets forth the organization of the 3kb *EcoRI* restriction fragment containing *lls* sequence, SEQ ID NO: 2.

## DETAILED DESCRIPTION OF THE INVENTION

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The invention is drawn to compositions and methods for controlling cell death and disease resistance in plant cells. The compositions are proteins with putative aromatic ring-hydroxylating dioxygenase functions which act to control cell death and regulate disease resistance in plants. The proteins and genes encoding them can be used to regulate cell death and disease resistance in transformed plant cells as well as a variety of other uses. The proteins are useful in resistance to pathogens and survival of the cells particularly after pathogen attack.

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One aspect of the invention is drawn to proteins which are involved in the degradation of plant phenolics, cell death-suppressing and disease resistance proteins. Such proteins are characterized by containing two consensus motifs, a Rieske-type iron-sulfur binding site, and a mononuclear iron-binding site, and putatively function as aromatic ring-hydroxylating (ARH) dioxygenases. The Rieske motif contains two

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cysteine and histidine residues responsible for binding an iron atom cofactor. Plant proteins containing at least one of the motifs have been identified and can be used in the methods of the present invention. Alternatively, proteins from bacteria with the Rieske motif are known in the art and can be used in the methods of the invention.

- 5 Bacterial proteins of particular interest are ring-hydroxylating dioxygenases, particularly those from the cyanobacterium *Synechocystis*. See, for example, Gibson *et al.* (1984) *Microbial degradation of organic compounds*, 181-252. D.T. Gibson, ed. (New York: Marcel Dekker), pp. 181-252.

The cell death-suppressing and disease resistance proteins of the invention  
10 encompass a novel class of plant proteins. The amino acid sequence of the *lls1* protein and the corresponding gene isolated from maize are provided in parent application serial no. 08/810,009. However, the proteins are conserved in plants. Thus, as discussed below, methods are available for the identification and isolation of genes and proteins from any plant. Likewise, sequence similarities can be used to  
15 identify and isolate other bacterial genes and proteins. The proteins function to inhibit the spread of cell death and control disease resistance in plants. Therefore, the proteins are useful in a variety of settings involving the regulation of cell death and control of disease resistance in plants.

The Rieske motif exhibited by the proteins of the invention is shared by a class  
20 of enzymes known as ring-hydroxylating dioxygenases. The motif contains two cysteine and histidine residues responsible for binding an iron atom cofactor - residues that are shared by other proteins termed Rieske iron-sulfur proteins. The bacterial genes included in the proteins of the invention are known as catabolic operons. Thus, it is predicted that the plant proteins are related to the degradation of phenolic compound(s). In fact, a para-coumaric ester accumulates in *lls1* lesioned  
25 plants, but not in normal-type siblings or wild-type siblings inoculated with the fungus *Cochliobolus heggerostrophus*. While the present invention is not dependent upon any particular mechanism of action, it is believed that the cell death-suppressing function of the novel protein may be mediated by the detoxification of a phenolic  
30 compound whose cell damaging effects are fueled by light harvested by photosynthetically-functional pigments in the leaf.

Modifications of such proteins are also encompassed by the present invention. Such modifications include substitution of amino acid residues, deletions, additions, and the like. For example, the protein can be mutagenized in such a way that its activity is reduced, but not completely abolished. See, for example, Jiang *et al.*

5 (1996) *J. Bacterial* 178:3133-3139, where the Tyr-221 from the mononucleate iron binding site of toluene dioxygenase was changed to Ala. This change resulted in a reduction in activity to 42% of the normal activity. A change of Tyr-266 to Ala reduced the activity to 12%. In the same manner, amino acid changes, particularly changes from Tyr to Ala, of the sequence of the proteins of the present invention can  
10 lead to increases or decreases in activity. Parent application 08/810,009 sets forth potential modifications, which may alter expression of the resulting protein. Such modifications can result in dominant negative inhibitors of the wild type protein. Using these sequences, the expression of *lls1* can be regulated such that disease resistance can be obtained in the absence of lesions.

15 After each modification of the protein, the resulting protein will be tested for activity. To test for activity, plants can be transformed with the DNA sequence and tested for their response to a fungal pathogen. Of particular interest are changes that result in a reduction of activity. Such changes will confer disease resistance, yet not result in the lesion phenotype. These modified proteins, and the corresponding genes,  
20 will be useful in disease defense mechanisms in plants.

Accordingly, the proteins of the invention include naturally occurring plant and bacterial proteins and modifications thereof. Such proteins find use in preventing cell death and controlling disease resistance. The proteins are also useful in protecting plants against pathogens. In this manner, the plant is transformed with a  
25 nucleotide sequence encoding the protein. The expression of the protein in the plant prevents cell death and confers resistance to infection by plant pathogens.

The nucleotide sequences encoding the novel proteins are also provided. The *lls1* gene from maize encodes the novel maize protein, which inhibits the spread of cell death from wounding or internal stresses that occur during photosynthesis. The  
30 maize gene can be utilized to isolate homologous genes from other plants, including



Arabidopsis, sorghum, *Brassica*, wheat, tobacco, cotton, tomato, barley, sunflower, cucumber, alfalfa, soybeans, sorghum, etc.

Methods are readily available in the art for the hybridization of nucleic acid sequences. Coding sequences from other plants may be isolated according to well known techniques based on their sequence homology to the maize coding sequences set forth herein. In these techniques all or part of the known coding sequence is used as a probe which selectively hybridizes to other cell death-suppressor coding sequences present in a population of cloned genomic DNA fragments or cDNA fragments (i.e. genomic or cDNA libraries) from a chosen organism.

For example, the entire *lls1* sequence or portions thereof may be used as probes capable of specifically hybridizing to corresponding coding sequences and messenger RNAs. To achieve specific hybridization under a variety of conditions, such probes include sequences that are unique among *lls1* coding sequences and are preferably at least about 10 nucleotides in length, and most preferably at least about 20 nucleotides in length. Such probes may be used to amplify *lls1* coding sequences from a chosen organism by the well-known process of polymerase chain reaction (PCR). This technique may be used to isolate additional *lls1* coding sequences from a desired organism or as a diagnostic assay to determine the presence of *lls1* coding sequences in an organism.

Such techniques include hybridization screening of plated DNA libraries (either plaques or colonies; see, *e.g.* Sambrook *et al.*, *Molecular Cloning*, eds., Cold Spring Harbor Laboratory Press (1989)) and amplification by PCR using oligonucleotide primers corresponding to sequence domains conserved among the amino acid sequences (see, *e.g.* Innis *et al.*, *PCR Protocols, a Guide to Methods and Applications*, eds., Academic Press (1990)).

For example, hybridization of such sequences may be carried out under conditions of reduced stringency, medium stringency or even stringent conditions (e.g., conditions represented by a wash stringency of 35-40% Formamide with 5x Denhardt's solution, 0.5% SDS and 1x SSPE at 37°C; conditions represented by a wash stringency of 40-45% Formamide with 5x Denhardt's solution, 0.5% SDS, and 1x SSPE at 42°C; and conditions represented by a wash stringency of 50%

Formamide with 5x Denhardt's solution, 0.5% SDS and 1x SSPE at 42°C, respectively), to DNA encoding the cell death suppressor genes disclosed herein in a standard hybridization assay. See J. Sambrook *et al.*, *Molecular Cloning, A Laboratory Manual 2d ed.* (1989) Cold Spring Harbor Laboratory. In general, sequences which code for a cell death suppressor and disease resistance protein and hybridize to the maize *lls1* gene disclosed herein will be at least 50% homologous, 70% homologous, and even 85% homologous or more with the maize sequence. That is, the sequence similarity of sequences may range, sharing at least about 50%, about 70%, and even about 85% sequence similarity.

Generally, since leader peptides are not highly conserved between monocots and dicots, sequences can be utilized from the carboxyterminal end of the protein as probes for the isolation of corresponding sequences from any plant. Nucleotide probes can be constructed and utilized in hybridization experiments as discussed above. In this manner, even gene sequences, which are divergent in the aminoterminal region, can be identified and isolated for use in the methods of the invention.

Also provided are mutant forms of the *lls1* gene (the cell death suppressor and disease resistance gene) and the proteins they encode. Methods for mutagenesis and nucleotide sequence alterations are well known in the art. See, for example, Kunkel, T. (1985) *Proc. Natl. Acad. Sci. USA* 82:488-492; Kunkel *et al.* (1987) *Methods in Enzymol.* 154:367-382; U.S. Patent No. 4,873,192; Walker and Gaastra (eds.) *Techniques in Molecular Biology*, MacMillan Publishing Company, NY (1983) and the references cited therein. Thus, the genes and nucleotide sequences of the invention include both the naturally occurring sequences as well as mutant forms.

Likewise, the proteins of the invention encompass both naturally occurring proteins as well as variations and modified forms thereof.

The nucleotide sequences encoding the proteins or polypeptides of the invention are useful in the genetic manipulation of plants. In this manner, the genes of the invention are provided in expression cassettes for expression in the plant of interest. The cassette will include 5' and 3' regulatory sequences operably linked to the gene of interest. The cassette may additionally contain at least one additional

gene to be cotransformed into the organism. Alternatively, the gene(s) of interest can be provided on another expression cassette. Where appropriate, the gene(s) may be optimized for increased expression in the transformed plant. Where bacterial ring-hydroxylating dioxygenases are used in the invention, they can be synthesized using plant preferred codons for improved expression. Methods are available in the art for synthesizing plant preferred genes. See, for example, U.S. Patent Nos. 5,380,831, 5,436,391, and Murray *et al.* (1989) *Nuc. Acids Res.* 17:477-498, herein incorporated by reference.

The expression cassettes may additionally contain 5' leader sequences in the expression cassette construct. Such leader sequences can act to enhance translation. Translation leaders are known in the art and include: picornavirus leaders, for example, EMCV leader (Encephalomyocarditis 5' noncoding region) (Elroy *et al.* (1989) *PNAS USA* 86:6126-6130); potyvirus leaders, for example, TEV leader (Tobacco Etch Virus) (Allison *et al.* (1986); MDMV leader (Maize Dwarf Mosaic Virus); *Virology* 154:9-20), and human immunoglobulin heavy-chain binding protein (BiP), (Macejak *et al.* (1991) *Nature* 353:90-94; untranslated leader from the coat protein mRNA of alfalfa mosaic virus (AMV RNA 4), (Jobling *et al.* (1987) *Nature* 325:622-625; tobacco mosaic virus leader (TMV), (Gallie *et al.* (1989) *Molecular Biology of RNA*, pages 237-256; and maize chlorotic mottle virus leader (MCMV) (Lommel *et al.* (1991) *Virology* 81:382-385). See also, Della-Cioppa *et al.* (1987) *Plant Physiology* 84:965-968. Other methods known to enhance translation can also be utilized, for example, introns, and the like.

In preparing the expression cassette, the various DNA fragments may be manipulated, so as to provide for the DNA sequences in the proper orientation and, as appropriate, in the proper reading frame. Towards this end, adapters or linkers may be employed to join the DNA fragments or other manipulations may be involved to provide for convenient restriction sites, removal of superfluous DNA, removal of restriction sites, or the like. For this purpose, *in vitro* mutagenesis, primer repair, restriction, annealing, resection, ligation, PCR, or the like may be employed, where insertions, deletions or substitutions, *e.g.* transitions and transversions, may be involved.

The compositions and methods of the present invention can be used to transform any plant. In this manner, genetically modified plants, plant cells, plant tissue, seed, and the like can be obtained. Transformation protocols may vary depending on the type of plant or plant cell, i.e. monocot or dicot, targeted for transformation. Suitable methods of transforming plant cells include microinjection (Crossway *et al.* (1986) *Biotechniques* 4:320-334), electroporation (Riggs *et al.* (1986) *Proc. Natl. Acad. Sci. USA* 83:5602-5606, *Agrobacterium* mediated transformation (Townsend *et al.* (1988) U.S. Patent No. 5,563,055), direct gene transfer (Paszkowski *et al.* (1984) *EMBO J.* 3:2717-2722), and ballistic particle acceleration (see, for example, Sanford *et al.*, U.S. Patent 4,945,050; Tomes *et al.* (1995) "Direct DNA Transfer into Intact Plant Cells via Micropojectile Bombardment" in *Plant Cell, Tissue, and Organ Culture: Fundamental Methods*, ed. Gamborg and Phillips (Springer-Verlag, Berlin); and McCabe *et al.* (1988) *Biotechnology* 6:923-926). Also see, Weissinger *et al.* (1988) *Ann. Rev. Genet.* 22:421-477; Sanford *et al.* (1987) *Particulate Science and Technology* 5:27-37 (onion); Christou *et al.* (1988) *Plant Physiol.* 87:671-674 (soybean); McCabe *et al.* (1988) *Bio/Technology* 6:923-926 (soybean); Singh *et al.* (1988) *Theor. Appl. Genet.* 96:319-324 (soybean); Datta *et al.* (1990) *Biotechnology*, 8:736-740 (rice); Klein *et al.* (1988) *Proc. Natl. Acad. Sci. USA* 85:4305-4309 (maize); Klein *et al.* (1988) *Biotechnology* 6:559-563 (maize); Tomes U.S. Patent No. 5,240,855; Buising *et al.* U.S. Patent Nos. 5,322,783 and 5,324,646 (maize); Klein *et al.* (1988) *Plant Physiol.* 91:440-444 (maize); Fromm *et al.* (1990) *Biotechnology* 8:833-839 (maize); Hooydaas *et al.* (1984) *Nature (London)* 311:763-764; Bytebier *et al.* (1987) *Proc. Natl. Acad. Sci. USA* 84:5345-5349 (Liliaceae); De Wet *et al.* (1985) In *The Experimental Manipulation of Ovule Tissues*, ed. G.P. Chapman *et al.*, pp. 197-209. Longman, NY (pollen); Kaeppler *et al.* (1990) *Plant Cell Reports* 9:415-418; and Kaeppler *et al.* (1992) *Theor. Appl. Genet.* 84:560-566 (whisker-mediated transformation); D'Halluin *et al.* (1992) *Plant Cell*, 4:1495-1505 (electroporation); Li *et al.* (1993) *Plant Cell Reports* 12:250-255 and Christou *et al.* (1995) *Annals of Botany* 75:407-413 (rice); Osjoda *et al.* (1996) *Nature Biotechnology* 14:745-750

(maize via *Agrobacterium tumefaciens*); all of which are herein incorporated by reference.

The cells that have been transformed may be grown into plants in accordance with conventional ways. See, for example, McCormick *et al.* (1986) *Plant Cell Reports*, 5:81-84. These plants may then be grown, and either pollinated with the same transformed strain or different strains, and the resulting hybrid having the desired phenotypic characteristic identified. Two or more generations may be grown to ensure that the subject phenotypic characteristic is stably maintained and inherited and then seeds harvested to ensure the desired phenotype or other property has been achieved.

As noted earlier, the nucleotide sequences of the invention can be utilized to protect plants from disease, particularly those caused by plant pathogens. Pathogens of the invention include, but are not limited to, viruses or viroids, bacteria, insects, fungi, and the like. Viruses include tobacco or cucumber mosaic virus, ringspot virus, necrosis virus, maize dwarf mosaic virus, etc. Specific fungal pathogens for the major crops include: Soybeans: *Phytophthora megasperma* fsp. *glycinea*, *Macrophomina phaseolina*, *Rhizoctonia solani*, *Sclerotinia sclerotiorum*, *Fusarium oxysporum*, *Diaporthe phaseolorum* var. *sojae* (*Phomopsis sojae*), *Diaporthe phaseolorum* var. *caulivora*, *Sclerotium rolfsii*, *Cercospora kikuchii*, *Cercospora sojae*, *Peronospora manshurica*, *Colletotrichum dematium* (*Colletotrichum truncatum*), *Corynespora cassiicola*, *Septoria glycines*, *Phyllosticta sojicola*, *Alternaria alternata*, *Pseudomonas syringae* p.v. *glycinea*, *Xanthomonas campestris* p.v. *phaseoli*, *Microsphaera diffusa*, *Fusarium semitectum*, *Phialophora gregata*, Soybean mosaic virus, *Glomerella glycines*, Tobacco Ring spot virus, Tobacco Streak virus, *Phakopsora pachyrhizi*, *Pythium aphanidermatum*, *Pythium ultimum*, *Pythium debaryanum*, Tomato spotted wilt virus, *Heterodera glycines* *Fusarium solani*; Canola: *Albugo candida*, *Alternaria brassicae*, *Leptosphaeria maculans*, *Rhizoctonia solani*, *Sclerotinia sclerotiorum*, *Mycosphaerella brassicicola*, *Pythium ultimum*, *Peronospora parasitica*, *Fusarium roseum*, *Alternaria alternata*; Alfalfa: *Clavibacter michiganense* subsp. *insidiosum*, *Pythium ultimum*, *Pythium irregulare*, *Pythium splendens*, *Pythium debaryanum*, *Pythium aphanidermatum*, *Phytophthora*

- megasperma*, *Peronospora trifoliorum*, *Phoma medicaginis* var. *medicaginis*,  
*Cercospora medicaginis*, *Pseudopeziza medicaginis*, *Leptotrochila medicaginis*,  
*Fusarium oxysporum*, *Rhizoctonia solani*, *Uromyces striatus*, *Colletotrichum trifolii*  
race 1 and race 2, *Leptosphaerulina briosiana*, *Stemphylium botryosum*,  
5 *Stagonospora meliloti*, *Sclerotinia trifoliorum*, Alfalfa Mosaic Virus, *Verticillium*  
*albo-atrum*, *Xanthomonas campestris* p.v. *alfalfae*, *Aphanomyces euteiches*,  
*Stemphylium herbarum*, *Stemphylium alfalfae*; Wheat: *Pseudomonas syringae* p.v.  
*atrofaciens*, *Urocystis agropyri*, *Xanthomonas campestris* p.v. *translucens*,  
*Pseudomonas syringae* p.v. *syringae*, *Alternaria alternata*, *Cladosporium herbarum*,  
10 *Fusarium graminearum*, *Fusarium avenaceum*, *Fusarium culmorum*, *Ustilago tritici*,  
*Ascochyta tritici*, *Cephalosporium gramineum*, *Colletotrichum graminicola*, *Erysiphe*  
*graminis* f.sp. *tritici*, *Puccinia graminis* f.sp. *tritici*, *Puccinia recondita* f.sp. *tritici*,  
*Puccinia striiformis*, *Pyrenophora tritici-repentis*, *Septoria nodorum*, *Septoria tritici*,  
*Septoria avenae*, *Pseudocercospora herpotrichoides*, *Rhizoctonia solani*,  
15 *Rhizoctonia cerealis*, *Gaeumannomyces graminis* var. *tritici*, *Pythium*  
*aphanidermatum*, *Pythium arrhenomanes*, *Pythium ultimum*, *Bipolaris sorokiniana*,  
Barley Yellow Dwarf Virus, Brome Mosaic Virus, Soil Borne Wheat Mosaic Virus,  
Wheat Streak Mosaic Virus, Wheat Spindle Streak Virus, American Wheat Striate  
Virus, *Claviceps purpurea*, *Tilletia tritici*, *Tilletia laevis*, *Ustilago tritici*, *Tilletia*  
20 *indica*, *Rhizoctonia solani*, *Pythium arrhenomanes*, *Pythium graminicola*, *Pythium*  
*aphanidermatum*, High Plains Virus, European wheat striate virus; Sunflower:  
*Plasmophora halstedii*, *Sclerotinia sclerotiorum*, Aster Yellows, *Septoria helianthi*,  
*Phomopsis helianthi*, *Alternaria helianthi*, *Alternaria zinniae*, *Botrytis cinerea*,  
*Phoma macdonaldii*, *Macrophomina phaseolina*, *Erysiphe cichoracearum*, *Rhizopus*  
25 *oryzae*, *Rhizopus arrhizus*, *Rhizopus stolonifer*, *Puccinia helianthi*, *Verticillium*  
*dahliae*, *Erwinia carotovorum* pv. *carotovora*, *Cephalosporium acremonium*,  
*Phytophthora cryptogea*, *Albugo tragopogonis*; Corn: *Fusarium moniliforme* var.  
*subglutinans*, *Erwinia stewartii*, *Fusarium moniliforme*, *Gibberella zeae* (*Fusarium*  
*graminearum*), *Stenocarpella maydi* (*Diplodia maydis*), *Pythium irregulare*, *Pythium*  
30 *debaryanum*, *Pythium graminicola*, *Pythium splendens*, *Pythium ultimum*, *Pythium*  
*aphanidermatum*, *Aspergillus flavus*, *Bipolaris maydis* O, T (*Cochliobolus*

*heterostrophus*), *Helminthosporium carbonum* I, II & III (*Cochliobolus carbonum*),  
*Exserohilum turcicum* I, II & III, *Helminthosporium pedicellatum*, *Physoderma*  
*maydis*, *Phyllosticta maydis*, *Kabatiella zae*, *Colletotrichum graminicola*,  
*Cercospora zae-maydis*, *Cercospora sorghi*, *Ustilago maydis*, *Puccinia sorghi*,  
5 *Puccinia polysora*, *Macrophomina phaseolina*, *Penicillium oxalicum*, *Nigrospora*  
*oryzae*, *Cladosporium herbarum*, *Curvularia lunata*, *Curvularia inaequalis*,  
*Curvularia pallescens*, *Clavibacter michiganense* subsp. *nebraskense*, *Trichoderma*  
*viride*, Maize Dwarf Mosaic Virus A & B, Wheat Streak Mosaic Virus, Maize  
Chlorotic Dwarf Virus, *Claviceps sorghi*, *Pseudonomas avenae*, *Erwinia*  
10 *chrysanthemi* pv. *zea*, *Erwinia corotovora*, *Cornstunt spiropasma*, *Diplodia*  
*macrospora*, *Sclerophthora macrospora*, *Peronosclerospora sorghi*,  
*Peronosclerospora philippinensis*, *Peronosclerospora maydis*, *Peronosclerospora*  
*sacchari*, *Spacelotheca reiliana*, *Physopella zae*, *Cephalosporium maydis*,  
*Cephalosporium acremonium*, Maize Chlorotic Mottle Virus, High Plains Virus,  
15 Maize Mosaic Virus, Maize Rayado Fino Virus, Maize Streak Virus, Maize Stripe  
Virus, Maize Rough Dwarf Virus; Sorghum: *Exserohilum turcicum*, *Colletotrichum*  
*graminicola* (*Glomerella graminicola*), *Cercospora sorghi*, *Gloeocercospora sorghi*,  
*Ascochyta sorghina*, *Pseudomonas syringae* p.v. *syringae*, *Xanthomonas campestris*  
p.v. *holcicola*, *Pseudomonas andropogonis*, *Puccinia purpurea*, *Macrophomina*  
20 *phaseolina*, *Perconia circinata*, *Fusarium moniliforme*, *Alternaria alternate*,  
*Bipolaris sorghicola*, *Helminthosporium sorghicola*, *Curvularia lunata*, *Phoma*  
*insidiosa*, *Pseudomonas avenae* (*Pseudomonas alboprecipitans*), *Ramulispora sorghi*,  
*Ramulispora sorghicola*, *Phyllachara sacchari*, *Sporisorium reilianum*  
(*Sphacelotheca reiliana*), *Sphacelotheca cruenta*, *Sporisorium sorghi*, Sugarcane  
25 mosaic H, Maize Dwarf Mosaic Virus A & B, *Claviceps sorghi*, *Rhizoctonia solani*,  
*Acremonium strictum*, *Sclerophthora macrospora*, *Peronosclerospora sorghi*,  
*Peronosclerospora philippinensis*, *Sclerospora graminicola*, *Fusarium graminearum*,  
*Fusarium oxysporum*, *Pythium arrhenomanes*, *Pythium graminicola*, etc.

The nucleotide sequences also find use in enhancing transformation efficiency  
30 by suppressing cell death in bombarded cells. Thus, the sequences find particular use  
in transformation methods in which programmed cell death occurs. The physical

wounding of particle bombardment triggers programmed cell death. The expression of the cell death-suppressor gene in a bombarded cell serves to inhibit such cell death thereby improving transformation efficiency. By "improving efficiency" is intended that the number of transformed plants recovered by a transformation event is

5 increased. Generally, the number of transformed plants recovered is increased at least two-fold, preferably at least five-fold, more preferably at least ten-fold.

For use in improving transformation efficiency, a cell death suppressor gene is included in an expression cassette. Typically, the gene will be used in combination with a marker gene. Other genes of interest may additionally be included. The  
10 respective genes may be contained in a single expression cassette, or alternatively in separate cassettes. Methods for construction of the cassettes and transformation methods have been described above.

As noted, the cell death suppressor gene can be used in combination with a marker gene. Selectable marker genes and reporter genes are known in the art. See  
15 generally, G. T. Yarranton (1992) *Curr. Opin. Biotech.* 3:506-511; Christopherson *et al.* (1992) *Proc. Natl. Acad. Sci. USA* 89:6314-6318; Yao *et al.* (1992) *Cell* 71:63-72; W.S. Reznikoff (1992) *Mol. Microbiol.* 6:2419-2422; Barkley *et al.* (1980) *The Operon*, pp. 177-220; Hu *et al.* (1987) *Cell* 48:555-566; Brown *et al.* (1987) *Cell* 49:603-612; Figge *et al.* (1988) *Cell* 52:713-722; and Deuschle *et al.* (1989) *Proc.*  
20 *Natl. Acad. Sci. USA* 86:5400-5404.

Plant tissue cultures and recombinant plant cells containing the proteins and nucleotide sequences, or the purified protein, of the invention may also be used in an assay to screen chemicals whose targets have not been identified to determine if they inhibit *llsI* protein. Such an assay is useful as a general screen to identify chemicals  
25 which inhibit *llsI* protein activity and which are therefore herbicide candidates. Alternatively, recombinantly-produced *llsI* protein may be used to elucidate the complex structure of the enzyme. Such information regarding the structure of the *llsI* protein may be used, for example, in the rational design of new inhibitory herbicides. It is recognized that both plant and bacterial nucleotide sequences may be utilized.

30 The inhibitory effect on the cell-suppressor protein may be determined in an assay by monitoring the rate of cell death or alternatively by monitoring the accumulation of



the activating phenolic compound, particularly the para-coumaric ester associated with lesion mutants.

If such a chemical is found, it would be useful as a herbicide, particularly if plant or bacterial mutant genes can be isolated or constructed which are not inhibited by the chemical. As indicated above, molecular techniques are available in the art for the mutagenesis and alteration of nucleotide sequences. Those sequences of interest can be selected based on resistance to the chemical. Where resistant forms of *lls1* or a corresponding gene have been identified to a chemical, the chemical is also useful as a selection agent in transformation experiments. In these instances, the mutant *lls1* would be used as the selectable marker gene.

The sequences of the invention also find use to genetically target cell ablations. In this manner, dominant negative nucleotide sequences can be utilized for cell ablation by expressing such negative sequences with specific tissue promoters. For example, stamen promoters can be utilized to drive the negative alleles to achieve male sterile plants. (See, for example, EP-A-0344029 and U.S. Patent No. 5,470,359, herein incorporated by reference). Alternatively, cell ablation can be obtained by disrupting dominant negative oligonucleotides with a transposable insertion. In this manner, very specific or general patterns of cell ablations can be created. Additionally, to provide specific cell ablation, antisense oligonucleotides for *lls1* or other genes of the invention can be expressed in target cells disrupting the translation, which produces the cell death suppressor proteins.

As discussed, the genes of the invention can be manipulated to enhance disease resistance in plants. In this manner, the expression or activity of the *lls1* or other cell death suppressor or disease resistance gene can be altered. Such means for alteration of the gene include co-suppression, antisense, mutagenesis, alteration of the sub-cellular localization of the protein, etc. In some instances, it may be beneficial to express the gene from an inducible promoter, particularly from a pathogen inducible promoter. Such promoters include those from pathogenesis-related proteins (PR proteins) which are induced following infection by a pathogen; e.g., PR proteins, SAR proteins, beta-1,3-glucanase, chitinase, etc. See, for example, Redolfi *et al.* (1983)

*Neth. J. Plant Pathol.* 89:245-254; Uknes *et al.* (1992) *The Plant Cell* 4:645-656; and Van Loon (1985) *Plant Mol. Virol.* 4:111-116.

A promoter which is capable of driving the expression of genes in a plant cell is additionally provided. The nucleotide sequence of the *llsI* promoter is provided in  
5 SEQ ID NO: 1. A genomic DNA sequence comprising the *lls* gene and promoter is provided in SEQ ID NO: 2. The promoter is inducible. Generally, the promoter is induced following wounding, pathogen infection and/or metabolic upset. The promoter can be used in DNA constructs or chimeric gene constructions to drive  
10 heterologous coding sequences. The promoter and heterologous sequence will be operably linked such that the promoter drives the expression of the heterologous sequence. Plants, plant cells, tissues, and seeds can be genetically transformed with such constructs to alter the phenotype of the transformed plant, plant cell, tissue and seed. "Operably linked" includes reference to a functional linkage between a promoter and a second sequence, wherein the promoter sequence initiates and  
15 mediates transcription of the DNA sequence corresponding to the second sequence. Generally, operably linked means that the nucleic acid sequences being linked are contiguous and, where necessary to join two protein coding regions, contiguous and in the same reading frame.

The promoter may be manipulated to express heterologous resistance  
20 mechanisms at the site of pathogen infection. In the same manner, insect resistance genes, i.e. Bacillus toxins and crystal proteins, can be expressed at the onset and sites of infestation. In some circumstances it may be desirable to use the promoter to drive expression of genes that can enhance cell death in the region of a wound or cell death event triggered by stress. Accordingly, the promoter is useful for driving any gene in  
25 a plant cell, particularly genes which are needed at the site of infection or wounding. That is, the promoter is particularly useful for driving the expression of disease or insect resistance genes. The nucleotide sequence of the promoter is provided in SEQ ID NO: 1.

It is recognized that the nucleotide sequence of the promoter may be  
30 manipulated yet still retain the functional activity. Such methods for manipulation include those discussed above. Thus, the invention encompasses those modified

promoter sequences, as well as promoter elements retaining the functional activity of the promoter. Such elements and modified sequences can be assayed for activity by determining the expression of a reporter gene operably linked to the promoter element or modified promoter sequence.

A genomic DNA sequence comprising the *lls* gene and promoter are provided in SEQ ID NO: 2. The sequence can be used to construct probes to determine the location and organization of similar sequences in other plants, particularly to analyze the location of other cell death suppressing and disease resistance sequences.

The following examples are offered by way of illustration and not by way of limitation.

## EXPERIMENTAL

### Example 1: Cloning of the *lls1* locus

#### Materials and Methods

##### Plant material

The original *lls1* mutant, containing the reference allele, was obtained from the Maize Genetics Coop., University of Illinois, Urbana/Champaign. Stocks containing active *Mu* transposons were obtained from Dr. D. Robertson, Iowa State University. The six transposon tagged mutant alleles, *lls1-1* through *lls1-6*, were previously designated as *lls*\*-29215, *lls*\*-42230, *lls*\*-1127, *lls*\*-1424, *lls*\*-3744, and *lls*\*-4911, respectively (Johal *et al.* (1994) *A Tale of Two Mimics; Transposon Mutagenesis and characterization of Two Disease Lesion Mimic Mutations of Maize*, Maydica 39:69-76).

##### DNA extraction, RFLP mapping and co-segregation analysis

DNA was isolated by a urea (Dellaporta *et al.* (1983) *Plant Molecular Biology Reporter* 1:19-22) or CTAB (Hulbert *et al.* (1991) *Molecular and General Genetics* 226:377-382) extraction protocol. DNA samples (15 to 30) from either mutant or wild-type plants were pooled and digested individually with seven restriction enzymes. Southern blot analysis was performed as described by (Gardiner *et al.*

(1993) *Genetics* 134:917-930) except that UV crosslinking and use of dextran sulfate were omitted. Blots were hybridized systematically with specific probes from different Mu elements. Mapping probes were provided either by the Maize Mapping Project at the University of Missouri or from Pioneer Hi-Bred Int. Inc.

- 5 Pre-hybridizations and hybridization of southern blots was performed at 65°C unless otherwise specified. A 3.0 kb *EcorRI* *Mu*co-segregating DNA marker was cloned from an *lls1*\*-5/*lls1*-ref plant using standard cloning procedures (Ausubel *et al.* (1994) *Current Protocols in Molecular Biology*). The Zap Express<sup>TM</sup> vector (Stratagene) was employed and packaging, screening and *in vivo* excision protocols performed
- 10 according to manufacturer's instructions. The primer sequences (SEQ ID NOs: 3-5) for confirmation analysis were: GSP1: 5' TGG GGA ACT TGA TCG CGC ACG CCT TCG G3', GSP2: 5' TCG GGC ATG GCC TGG GGG ATC TTG G 3', and GSP3: 5' GGC CAC GCG TCG ACT AGT AC 3' (IDT, Coralville IA). The thermocycling regime used for confirmation analysis was 94°C for 5 min., then
- 15 cycled 40 or 42 times for 30 sec. at 94°C, 1 min. and 30 sec. at 62°C, and 1 min. at 72°C, and finally 5 min., at 72°C. Mini-libraries of cloned amplified fragments using the TA Cloning 4S vector (Invitrogen) were created and individual colonies for clones with inserts of the appropriate size. A 5' RACE fragment was used to screen a pa405 maize seedling leaf cDNA library and 3 individual clones were recovered and
- 20 converted to the phagemid form by *in vivo* excision from the Zap Express<sup>TM</sup> (Stratagene) vector. Primers GSP1 and GSP2 were used for 5' RACE and GSP3 was used for 3' RACE using 5' and 3' RACE Kits and recommended manufacturer's instructions (GIBCO, MD). To isolate an *lls1* genomic clone, a B73 partial *SauIII*A library in lambda DashII was screened using a probe from a 3' RACE product
- 25 spanning the *lls1* gene from GSP3 to the polyadenylation site. A single positive clone was recovered and a 7.129 kb *SacI* fragment was subcloned into pBSKS+ (Stratagene) to create the plasmid pJG201. RFLP mapping of the *Arabidopsis llsl* homolog was performed using the Recombinant Inbred (RI) lines generated from a cross between *Arabidopsis* ecotypes Columbia and Landsberg erecta. 48 RI lines
- 30 were scored using an *EcoRV* polymorphism using an *lls1* homolog cDNA as probe.

The map position was determined on MAPMAKER using the Kosambi mapping function (Lander *et al.* (1987) *Genetics* 121:174-181).

### **Primer extension analysis**

5 For primer extension analysis of the maize *lls1* gene an oligonucleotide complementary to the coding strand in the *lls1* gene from 139-173 bases downstream of the predicted first in-frame ATG was synthesized by DNA Technologies, Inc. (Coralville, IA). The oligonucleotide (SEQ ID NO: 6) GSP17 (5' GTG CTC GGC TCC GCC TGC TCC GCC GCT TCC CCT GG 3') was end-labeled with <sup>32</sup>P. Primer  
10 extension analysis was performed by the method described by McKnight *et al.* (1981) *Analysis of Transcriptional Regulatory Signals of the HSV Thymidine Kinase Gene: Identification of an Upstream Control Region*, *Cell* 25:385-398, except for the following modifications. 40 mg of total RNA from immature tassels of a B73 inbred plant and 0.2 pmol of labeled oligonucleotide were annealed at one of either 33°C,  
15 37°C, 45°C, or 55°C for 4 hours. Following the extension reaction RNA in the sample was removed by adding 2 µl of 0.5 M EDTA and 1 µl of mixed RNAases (0.5 mg/ml RNAase A and 10,000 units/ml RNase T1; Ambion) and incubating at 37°C for 30 minutes. The primer extension products were separated on a 6% denaturing polyacrylamide sequencing gel and the size of the extension product  
20 determined by comparison with a DNA sequence ladder.

### **Northern blot analysis**

Total RNA was isolated from leaves of 10 leaf-stage wild-type plants in a population segregating for the *LeslO1* mutation, Johal and Briggs (1992) *Science*  
25 258:985-987. mRNA was enriched from total RNA using a magnetic bead affinity protocol (Dynal Inc. Great Neck, NY). mRNA was isolated from A632 inbred plants using the MicroQuick protocol (Pharmacia, Piscataway, NJ). Hybridizations were performed either in modified Church and Gilberts solution at 42°C or in the following hybridization solution at 65°C - 1% casein (Technical Grade, Sigma), 1% calf skin  
30 gelatin (225 bloom, Sigma), 0.2% SDS (Mol. Biol Grade, Fisher), 0.1% Sarkosyl

(IBI), 5XSSC. Transfer to nylon membrane (Magnacharge MSI, Westboro, MA) was performed by standard protocols, hybridizations were carried out overnight and blots were washed as indicated in the results section.

5     **DNA sequencing and analysis**

        DNA sequencing was performed by a cycle sequence method using a SequiTherm™ Cycle Sequencing Kit (Epicentre, Madison, WI) according to the manufacturer's protocol. Local sequence comparisons were performed using software including ALIGN and MEGALIGN programs of the DNASTAR software package  
10     (DNASTAR Inc. Madison, WI). Algorithms such as the neighborhood search algorithm BLAST (Autschul *et al.* (1990) *Basic Local Alignment Search Tool, J. Mol. Biol.* 215:403-410) or BEAUTY (Worley *et al.* (1995) *An Enhanced BLAST-based Search Tool that Integrates Multiple Biological Information Resources into Sequence Similarity Search Results Genome Res.* 5:173-184) were employed. Searches of the  
15     GenBank databases were performed using the National Center for Biotechnology Information's BLAST WWW Server with links to Entrez and to the Sequence Retrieval System (SRS) provided by the Human Genome Center, Baylor College of Medicine Server at Houston Texas via Internet access.

20     **Analysis of light requirement for *lls1* and *dd* lesion development**

        To determine the spectral range of light required for lesion formation, sections of leaves were clamped between 0.125 inch Plexiglas GM filters held in place by a metal stand with a side arm clamp. The following transparent filters were used: Plexiglas GM 2423 (red), 2711 (Far red), 2424 (blue), 2092 (green), 2208 (yellow),  
25     and 2422 (Amber) or Clear, (Cope Plastics Inc. St. Louis, MO). Transmission spectra of filters were determined by examining small sections of filters in a spectrophotometer. Leaf sections of greenhouse or field-grown plants were covered in aluminum foil to completely remove incident light. Following complete lesioning of a leaf, filters were removed to observe if lesioning had occurred in the covered  
30     region.

**The *lls1* mutation is cell autonomous and *lls1* lesions exhibit altered phenolic metabolism and callous formation**

5 The expression of the *lls1* phenotype is developmentally programmed: a  
number of round to elliptical lesions often with concentric rings of dead and dying  
tissue, begin as small chlorotic flecks near the tip of the first leaf at the three to four  
leaf stage. While these lesions continue to enlarge and eventually coalesce, new  
lesions initiate down the leafblade along an age gradient and cover the whole leaf  
within three to four days. Meanwhile, lesions have already started near the tip of the  
10 second leaf. This pattern continues and the plant dies shortly after pollen shed.  
Although the entire leaf tissue becomes necrotic on *lls1* plants, lesions rarely develop  
on stalks. The *lls1* mutation is cell autonomous (i.e., the effect of the gene is confined  
to the cell in which it is expressed) as exhibited by both revertant sectors (Johal *et al.*  
(1994) *Maydica* 69-76) and forward sectors in that the mutant phenotype does not  
15 progress into surrounding wild-type tissue. *lls1* lesions were examined for callous  
deposition which is frequently associated with response to pathogen infection,  
wounding or intercellular viral movement (Hammond-Kosack *et al.* (1996) *Resistance*  
*Gene-dependent Plant Defense Responses, Plant Cell* 8:1773-1791). Heavy  
callousing of all cell types within lesions was observed. At the edge of lesions where  
20 cells had not yet collapsed, individual bundle sheath cells were the first cells to  
exhibit callousing of the plasmodesmatal fields suggesting that the cells were  
responding to some factor or signal emanating from the dying or dead cells.

**Mapping of the *lls1* locus**

25 The original *lls1* allele isolated by Ullstrup and Troyer (Ullstrup *et al.* (1967)  
*Phytopathology* 57:1282-1283) was used as the reference allele (*lls1-ref*). Using a  
combination of cytogenetic and genetic methods, the *lls1* gene was initially mapped to  
the short arm of chromosome 1 (1S) (Hoisington (1984) *Maize Genetics Newsletter*  
58:82-84). To map the gene at a higher resolution, a new population, in which the  
30 progeny segregated 1:1 for homozygous and heterozygous *lls1* plants, was generated.  
A W23 inbred plant was fertilized with the *lls1* pollen derived from an *lls1-ref/lls1-ref*  
plant, and the resulting progeny (two plants) were backcrossed with the *lls1-ref*

homozygotes. DNA isolated from 16 mutant and 14 wild-type plants was used to examine the linkage with a number of RFLP markers. Three tightly linked RFLP markers were identified which flank the *lls1* locus. The RFLP marker Php200603 is about 5 cm distal to *lls1*, whereas UMC157 is about 8 cm proximal to *lls1*. The linkage of *lls1* with another marker, Php200689, could not be broken with these 30 DNAs. All three of these RFLP markers were invaluable in unequivocally classifying the mutant alleles for co-segregation analyses.

### **Cloning of the *lls1* locus by transposon tagging**

Due to the lack of biochemical information on the *lls1* mutation, a transposon tagging method was employed to clone the *lls1* gene. This experimental approach allows genes to be cloned solely on the basis of phenotype (Bennetzen *et al.* (1987), *Proceedings of the UCLA Symposium: Plant Gene Systems and their Biology*, ed, 183-204). Both targeted and non-targeted approaches were employed as outlined by (Johal *et al.* (1994) *Maydica*, 69-76). For the targeted approach, *lls1-ref/lls1-ref* plants were used as male parents and crossed with wild-type plants (*Lls1/Lls1*) from lines active for Mu transposition. All F1 plants were expected to be of wild-type phenotype (*Lls1/lls1-ref*) unless a Mu insertion or some other mechanism had inactivated the *Lls1* allele. Such an event would result in an *lls1\*/lls1-ref* plant (*lls1\** refers to a mutant allele generated during transposon tagging) with a mutant phenotype. Three plants from approximately 30,000 F1 progeny exhibited the mutant phenotype and one of these died before shedding any pollen. The remaining two plants were crossed as male parents to B73 and Pr1 inbreds and these two new mutants have been designated *lls1\*-1* and *lls1\*-2* (*lls1\*-29215* and *lls1\*-42230*, respectively, in (Johal *et al.* (1994) *Maydica*, 69-76).

A few of the progeny (10 plants) from the outcross of the mutant plants with both inbreds were RFLP genotyped to identify plants which had inherited the mutant allele (*lls1\**). Two plants containing the mutant allele were self-fertilized, and the F2 progeny so derived were found to segregate for the *lls1* phenotype in a 1:3 ratio as expected for a recessive mutation. Two other mutant allele-containing plants from the outcross progeny were backcrossed with the *lls1-ref/lls1-ref* mutants. The resultant progeny segregated 1:1 for mutant (*lls1\*-1* or *-211lls1-ref*) versus normal plants (*Lls1-B73* or *-Pr1/lls1-ref*) and were used for co-segregation analysis.



For non-targeted mutagenesis, Mu-active stocks were crossed to an inbred line and the resulting progeny was self-pollinated to generate F2 (M2) *Mutator* populations. With this approach, any recessive mutation generated during the F1 cross can be detected in the F2 generation. From more than 24,000 *Mutator* F2 families screened, four independent families were identified in which one-fourth of the plants exhibited a phenotype typical of *lls1*. The four mutant alleles have been designated *lls1*\*-3, *lls1*\*4, *lls1*\*-5 and *lls1*\*-6. A number of wild-type plants from each of these four families were pollinated with the *lls1-ref/lls1-ref* pollen to determine allelism between these new *lls1*-like mutants and the original *lls1* mutant.

10 The segregation of *lls1* mutants in the progeny of most of these crosses confirmed allelism between *lls1* and the new mutants. All of these mutants were outcrossed with B73 twice and backcrossed to the *lls1ref/lls1-ref* mutant to create populations suitable for co-segregation analysis as described above for the targeted mutants.

The next step was to confirm that the Mu elements (there are at least nine of them for *Mutator*) had caused these new insertional mutations. This step, called co-segregation analysis, involved Southern blot analysis to detect the linkage of a Mu element with the mutant allele in question (Bennetzen *et al.* (1993) *Specificity and Regulation of the Mutator Transposable Element System in Maize*, *Crit. Rev. Plant Sci.* 12:57-95). DNA was isolated from phenotypically mutant and wild-type plants from the segregating populations described above for each of the mutant alleles.

20 Following identification of a putative co-segregating element, the analysis was extended employing multiple individual DNA samples digested with an appropriate restriction enzyme. In this manner a 3kb *EcoRI* restriction fragment, hybridizing with the Mu8 specific probe was found to co-segregate with 66 DNA samples from the *lls1*\*-5 mutation. This co-segregating fragment was cloned and sequenced revealing the organization indicated in Figure 1. The DNA sequence of the right (267bp) flank exhibited significant homology with an *Arabidopsis* EST of unknown function suggesting that an actual gene was disrupted by the Mu8 insertion. On sequencing the 1344 bp left flanking DNA no significant homology to known DNA sequences was detected and a Mu TIR DNA junction (terminal inverted repeats at each end of Mu elements) was not observed.

30 Using a Mu TIR primer and either an M13 forward or reverse universal primer the left flanking (1344bp) or right flanking (267 bp) DNA was amplified by PCR and used to probe mutant and wild-type DNA samples of all

mutant alleles. This experiment revealed single band polymorphisms in nearly all alleles suggesting that this locus was disrupted in several other alleles.

The occurrence of insertions in the same locus for multiple alleles of the same mutation is considered proof that the correct locus has been tagged. A PCR based approach was used to identify Mu type insertions in the vicinity of the cloned region. The right flanking DNA from the *lls1*\*-5 clone was sequenced as described above and primers designed for extension in each direction. These primers were used in combination with Mu TIR primers to detect amplification products in other mutant allele DNA samples but that were absent in their corresponding wild-type samples. Two such PCR polymorphisms were identified from the targeted allele *lls1*\*-2 and the non-targeted allele *lls1*\*4. These products hybridized strongly on a southern blot with the right flanking DNA from allele *lls1*\*-5 indicating that these amplification products were amplified from the same locus. In addition, the amplification of a smaller (189bp) gene specific fragment was observed in all the mutant and wild-type DNA samples from all alleles that hybridized with the right flanking DNA of the original *lls1*\*-5 clone. Since all these samples were heterozygous for the *lls1-ref* allele this result indicated that the *lls1-ref* mutation had also resulted from a Mu insertion. Nested PCR using a Mu TIR primer and GSP2 was performed to isolate this fragment. All PCR products were directly sequenced using the GSP1 or GSP2 primers as sequencing primer and allowed identification of Mu-type insertions within 246 bp and 292 bp 5' of the insertion site of allele *lls1*\*-5 in allele *lls1*\*-2 and *lls1*\*-4 respectively. It was determined that the *lls1-ref* allele had a Mu insertion at the same site of insertion as that of allele *lls1*\*-5. Southern analysis using the left-flanking DNA of the *lls1*\*-5 clone revealed that the insertion of a Mu element in the *lls1-ref* allele was not accompanied by a duplication event showing that the two alleles arose due to independent transposition events (explained below).

The occurrence of four independent Mutator insertions in the same locus in plants with the *lls1* phenotype but not their corresponding wild-type siblings constitutes proof that a fragment of the *lls1* locus had been isolated. It was observed that a Mu insertion event gave rise to the *lls1-ref* allele which was believed to arise in a non-Mu active background, suggesting that cosegregation analysis should be attempted with an allele of unknown origin before employing it in a targeted

mutagenesis strategy since the occurrence of an insertion in the same region of the gene could obfuscate co-segregation analysis with a new allele.

**The *lls1* locus encodes a novel plant protein**

5 To characterize the *lls1* locus fully a cDNA and genomic clone was isolated. Gene specific primers GSP1 and GSP3 were employed along with universal primers to amplify 5' and 3' fragments respectively of the *lls1* transcript from a cDNA library constructed from 2 week old inbred PA405 seedlings. A 5' fragment was then used as a probe to screen the PA405 cDNA library and 3 individual clones were recovered  
10 and the longest phagemid named pJG200 was sequenced (GenBank Account No. U77345). This sequence was used to screen a maize EST database and another *lls1* cDNA with an additional 180 bp at the 5' end was recovered. The combined sequence of these two cDNAs predicted a 521 amino acid continuous open reading frame. The identification of the termination codon was supported by a similarly located predicted  
15 termination codon in the sequence of an *Arabidopsis lls1* homolog (below). A primer designed against 139bp to 173bp downstream of the predicted start codon of this sequence (GSP 17) was used for primer extension analysis and a 454 bp long primer extension product was observed thus predicting a 2119 bp total length transcript for the *lls1* gene. In addition, the 3' ends of the cDNAs and the 3' ends of the three  
20 PCR-amplified 3'-ends were also sequenced and three different polyadenylation sites determined thus allowing for variation in the size of the full length transcript.

A 3' fragment of the *lls1* gene was utilized to screen a partial Sau3A genomic library of the maize inbred line B73 in order to isolate a full-length *lls1* gene sequence and a single positive clone (designated G18) was isolated. A 7129 bp *SacI* fragment  
25 was subcloned from the G18 genomic clone and the resulting plasmid named pJG201 was entirely sequenced (GenBank Account No. U77346). By comparison with the cDNA sequence pJG201 was found to contain almost the entire *lls1* coding region and a 5' region likely to include the entire promoter. This promoter region includes an identifiable retrotransposon element of the Opie family of retrotransposons. This  
30 element exhibits near-identity with a known Opie element. In addition there is an 8 bp repeat (TAGTTCTT) directly before and after this element which is a typical direct duplication event that occurs on insertion of such transposable elements. The predicted genomic organization of the *lls1* gene includes 7 exons and 6 introns. The

*SacI* restriction site at bp 7129 is 45 bp upstream of the predicted stop codon and 320bp upstream of the polyadenylation sites. Providing that there are no other introns in the 5' region of the gene the predicted transcriptional start site of the *lls1* gene occurs at bp 3115 of the 7129 bp subclone. This transcriptional start site lies within the Opie retrotransposon element discussed above and thus it may be that sequences within the transposon element influence transcriptional regulation of the *lls1* gene.

Southern hybridization suggests that the *lls1* gene is single copy in the genome of maize since only one band was observed on Southern blots of the wild-type DNA samples of the *lls1*-ref allele cut with several restriction enzymes. That a duplicate of the *lls1* gene exists has not yet been determined using lower stringency washes. Three bands were observed in *lls1*\*-5 when the *EcoRI* digested mutant samples were probed with the left flank. A 10 bp direct repeat was not observed on each side of the Mu8 insertion in allele *lls1*\*5. These results suggested that a rearrangement of DNA more complex than a simple Mu8 element insertion had occurred at this locus and the nature of this rearrangement was determined by comparison with the genomic sequence of the *lls1* gene. The left flanking DNA comprises a direct repeat of the *lls1* genomic sequence extending from the *EcoRI* site of Intron II to bp 43 of exon 4.

The predicted *lls1* protein exhibits a largely hydrophilic protein with a pI of 7.5. No hydrophobic regions suggesting membrane association were observed. This fact suggests a cytosolic or plastidic subcellular location for the LLS 1 protein.

#### **The *lls1* gene is expressed in mature leaf tissue**

The *lls1* phenotype is developmentally expressed as described above. *LLS1* appears to be needed in expanded leaves but not in very young leaves and thus *lls1* transcripts may accumulate in older leaves if the gene is transcriptionally regulated. The expression of *lls1* in fully expanded leaves of normal plants was examined using a partial cDNA probe that extends from the beginning of exon 2 to the end of the *lls1* transcript. A weak signal was detected using 20pg of total RNA and a high stringency wash. There did not appear to be a significant gradient in gene expression from three successively older leaves. When mRNA derived from pooled total RNA from these leaves was utilized a single transcript was readily detected. The size of this single transcript was estimated at  $1.9 \pm 0.2$  kb a figure which coincides closely with the full-length size determined by primer extension analysis (1.129 kb).

**The *lls1* gene is conserved between monocot and dicot plants**

To determine if *lls1* related genes are present in other species or organisms the predicted *lls1* protein sequence was utilized to search public databases of sequences of both known and unknown functions. As indicated above, significant homology (70% nucleic acid identity) was observed between the right flanking DNA of *lls1*\*-5 and an expressed sequence tag (EST) from *Arabidopsis thaliana*. (GenBank Account No. T45298). Three other *Arabidopsis* ESTs were identified that overlap with this EST (GenBank Account Nos. N37395, H36617 and R30609). The four overlapping ESTs were obtained from the ABRC (Columbus, OH) and further sequenced. These sequences were organized into a single contig 1977 bp in length (GenBank Account No. U77347). The 3'end of this contig overlaps with the upstream region of the *rpl9* gene (a nuclear encoded plastid ribosomal protein) ending only 109 bp upstream of the *rpl9* transcriptional start. The *Arabidopsis* contig that exhibits 71.6% amino acid similarity over a 473 consensus length with the maize *lls* ORF from the available maize cDNA sequence. The amino terminus of the maize versus the *Arabidopsis* ORFs differ significantly indicating the possibility that each protein has a different leader peptide or that an alternative start codon is utilized. The maize *lls1* sequence has therefore been utilized to detect a highly homologous gene from a dicot plant. This result prompted us to map the *Arabidopsis* contig and this was achieved using the recombinant Inbred (RI) lines developed by Clare Lister and Caroline Dean at the John Innes Center (Lister *et al.* (1993) *Plant Journal* 4:745-750). Following identification of a suitable polymorphism one EST (Account No. T45298) was used as a probe to score 48 RI lines. The map position was located on the lower arm of chromosome three between GL1 and m249. Importantly, the *acd1* mutation, whose cell death phenotype is reminiscent of the maize *lls1*, also maps in this region (Greenberg *et al.* (1993) *Arabidopsis Mutants Compromised for the Control of Cellular Damage During Pathogenesis and Aging*, *Plant J.* 4:327-341) suggesting that these two mutations in maize and *Arabidopsis* are homologous. As genomes from two divergent plant species have been found to have related *lls1* genes, it is likely that any number of plant species will possess genes regulating cell survival in a manner similar to the maize *lls1* gene. To further test this hypothesis we tested the linkage of maize *lls1* and flanking markers to a sorghum mutation named *drop-dead-1* (*ddl1*) that

is an EMS induced lesion-mimic mutation with spreading lesions highly reminiscent of *lls1* lesions. A segregating mapping population was created by crossing a dd/dd line with Shangai Red Dd1/Dd1 and the progeny were allowed to self. Plants segregating for drop-dead were identified and DNA isolated from several mutant and wild-type progeny. A polymorphism for the *lls1* locus could not be identified but a polymorphism for the probe PIO200640 which is ~33cM distal to *lls1* in maize was identified with HindIII. This polymorphism showed complete segregation with 14 mutant and 16 wild-type progeny strongly suggesting that this mutation maps to a region syntenic with *lls1* and that *lls1* and *dd* are homologous mutations and possibly orthologs.

***lls1* lesions are induced by wounding and in *les-101/lls1* double mutants**

In addition to intrinsic, developmental signals, external factors also affect *lls1* expression. *lls1* lesions normally appear randomly on developmentally competent areas of the leaf. However, *lls1* lesions can also be triggered to initiate at any site (provided that the tissue is developmentally competent) by killing cells either by inducing an HR with an incompatible pathogen or by physical means (making pin prick wounds). The additive phenotype of the double mutant of *lls1* with *Les2* or *Les\*-101* (two dominant mimics that can initiate numerous lesions on maize leaves before they become developmentally competent to express *lls1*) further supports these results. On the double mutants, the early phenotype of the lesions is discrete and of the respective *Les* type and also of higher density as compared to that of *lls1* lesions. However, as the tissue acquires developmental competence to be able to express the *lls1* phenotype, most, if not all, *Les* sites transform into *lls1* lesions that expand in an uncontrolled fashion to consume the whole leaf. Thus the internal metabolic upset and cell death events associated with a *Les2* or *Les\*-101* lesion appear to act as a trigger for *lls1* lesions.

**Light is required for *lls1* and *dd* lesion formation**

These observations fully support the hypothesis that *lls1* functions to contain cell death from spreading, and it appears to be critical during late stages of plant development. Interestingly, the expression of *lls1* lesions is completely dependent on light. The *lls1* lesions typically form concentric rings where the rings exhibit a

different browning coloration. The concentricity of these lesions correlates with the daily cycle suggesting that an environmental factor such as light might influence their development. To investigate the role of light in *lls1* lesion expression, maize leaves were covered with aluminum foil at different stages of spontaneous lesion

5 development. Lesions did not form on covered parts of the leaf. or the expansion of previously existing lesions would become stalled if they were covered. The formation of lesions induced by mechanical wounding was similarly affected.

Using plastic filters that transmit different wavelengths of light, leaves were covered in the region of a leaf immediately below where visible lesions were forming  
10 (distal to leaf tip) and uncovered when lesion had formed at the other side of the filter. Under full exterior sunlight (1600 to 1700  $\mu\text{mol}/\text{m}^2/\text{sec}$ ) none of the filters could prevent lesion progression except the far-red filter which transmits less than 1% of incident sunlight (approximately 25% of full sunlight, filters that transmitted approximately 40 $\mu\text{mol}/\text{m}^2/\text{sec}$  or less provided a protective function. Although a  
15 move exacting study is required to define the exact amount of light required to permit lesion development, the results show that plants defective in *lls 1* cannot tolerate light energy beyond a minimum threshold. Beyond this threshold the protective mechanism provided by LLS1 is essential for cell viability.

To address whether photosynthesis is responsible for the light-dependence of  
20 lesion expression, double mutants were generated with three photosynthetically-compromised mutants. *iojap-1* is a recessive mutation that produces albino and pale green sectors on an otherwise normal green leaf (Han *et al.* (1992) *EMBO Journal* 11:4037-4046). *NCS7* is a non-chromosomal striping mutation of the chloroplast genome (Neuffer *et al.* (1997) *Mutants of Maize* (New York: Cold Spring Harbor  
25 Laboratory Press)).

These double mutants have revealed that *lls1* lesions can only form in dark green tissues. This result indicates that some activity related to light harvest or photosynthesis may be important in the initiation and spread of lesions. Double mutants of *lls1* with *oil yellow-1* (*Oyl1*) provide further support to this interpretation.  
30 *Oyl1- is* a dominant mutation which by virtue of its inability to convert protoporphyrin IX to Mg-protoporphyrin, is completely devoid of chlorophyll b and has also reduced levels of chlorophyll a. On *oyl/+ lls1/lls1* plants lesions initiate with a lower density and propagate very slowly in these plants and often lethality does not

ensue. Intriguingly, the suppressible effect of *Oyl* on *lls1* is not observed when the plants are grown in a greenhouse or growth chamber. Also we have observed that on an *lls1/ij1* double mutant, where lesions do not initiate or develop in albino tissue, the 'death' signal (that probably allows *lls1* lesions to propagate) can sometimes diffuse across (traverse) the albino tissue if the sector is narrow. This suppression of the *lls1* lesions in non-photosynthetic tissue is in contrast with many other lesion mimics such as the dominant lesion mimic *Les4* which readily forms lesions in the albino sectors of *Les4/+ ij1/ij1* plants. These observations indicate that a process or a metabolite, which is partly diffusible and whose activity may be affected by factors including light, wounding, and pathogen invasion, is responsible for the initiation and spread of cell death associated with *lls1* lesions.

**The predicted LLS1 protein contains two structural motifs highly conserved in bacterial phenolic dioxygenases**

While no definite function could be ascribed to *lls1* from homology searches, analysis of the predicted amino acid sequence of the *lls1* gene product has revealed two conserved motifs, a consensus sequence (SEQ ID NO: 7) (Cys-X-His-X<sub>16-17</sub>-Cis-X<sub>2</sub>-His) for coordinating the Reiske-type [2Fe-2S] cluster (Mason *et al.* (1992) *The Electron-Transport Proteins of Hydroxylating Bacterial Dioxygenases*, *Annu. Rev. Microbiol.* 46:277-305) and a conserved mononuclear non-heme Fe-binding site (SEQ ID NO: 8) (Glu-X<sub>3-4</sub>-Asp-X<sub>2</sub>-His-X<sub>4-5</sub>-His) (Jiang *et al.* (1996) *Site-directed Mutagenesis of Conserved Amino Acids in the Alpha Subunit of Toluene Dioxygenase: Potential Mononuclear Nonheme Iron Coordination Sites*, *J. Bacteriol.* 178:3133-3139), which are present in the  $\alpha$ -subunit of all aromatic ring-hydroxylating (ARH) dioxygenases involved in the degradation of phenolic hydrocarbons. In addition, the spacing (-90 amino acids) between these motifs, which has recently been shown to be conserved in all ARH dioxygenases, is precisely maintained in LLS1, adding further evidence that LLS1 may encode a dioxygenase function. The ARH dioxygenases consist of 2 or 3 soluble proteins that interact to form an electron transport chain that transfers electrons from NADH via flavin and iron-sulfur (2Fe-2S) redox centers to a terminal dioxygenase. The latter, which is also a multimeric



enzyme consisting of either  $\alpha$  homomers or  $\alpha$  and  $\beta$  heteromers, catalyzes the incorporation of two hydroxyl groups on the aromatic ring at the expense of dioxygen and NAD(P)H.

5 The consensus sequence of both the Rieske- and iron-binding motifs (SEQ ID NOs: 7-8) as well as the spacing between them are precisely conserved in a hypothetical protein (translated from an ORF) from *Synechocystis sp.* PCC6803, which in addition, exhibits 66% amino acid identity to LLS1 among a stretch of more than 100 amino acids. Additionally, the Rieske center-binding site has also been detected in the partial sequence of two seemingly related ESTs of unknown function,  
10 one each from rice and Arabidopsis.

The Rieske- and mononuclear iron binding motifs are also to be observed in two proteins from a higher plant and the green algae *Chlamydomonas*. The first is a protein named Tic55 which is associated with the inner chloroplast membrane import machinery complex in pea (Caliebe *et al.* (1997) *EMBO Journal* 16:7342-50). The  
15 second is chlorophyll a oxygenase which is involved in chlorophyll b formation from chlorophyll a in *Chlamydomonas* (Tanaka *et al.* (1998) *PNAS USA* 95:12719-23) . Mutants of the latter can be fully green in appearance due to normal levels of the intermediate for chlorophyll b formation . Interestingly an NADH reductase is thought to be involved in the second step of chlorophyll b formation (Tanaka *et al.*  
20 *supra*). In *Synechocystis* the hypothetical protein that bears significant homology to *lls1* (see above) is located directly upstream of an ORF that appears to encode NADH dehydrogenase also known as ubiquinone reductase. Upstream of the maize LLS1 gene, a partial gene containing a putative gene that exhibits homology to an aldo/keto reductase family of proteins has been found.

25 These results indicate that the existence of Rieske- and mononuclear iron binding motifs in a given protein is not necessarily indicative of that protein functioning as an aromatic ring-hydroxylating enzyme. Alternative interpretations could be that LLS1 may function as a modifying enzyme (e.g. a demethylase) or as an oxidation sensing regulatory mechanism. However the association of a ubiquinone  
30 reductase with the LLS1 homolog in *Synechocystis* may further support the possibility of LLS1 functioning in phenolic or quinone metabolism. It is not currently understood how quinones in the chloroplast or mitochondrion are removed or

prevented from damaging the cell if they are activated to free radical forms by excess light. It can be speculated that LLS1 may be part of a modification or detoxification process in such a scenario.

In addition each of these proteins acts as part of a multiprotein complex.

- 5 Recently it has been found that an apoptogenic factor from animals named AIF (apoptosis-inducing factor) bears homology to the ferredoxin reductase component of ring-hydroxylating enzymes such as benzene dioxygenase (Susin *et al.* (1998) *Nature* 397:441-6). It is apparent that AIF (like cytochrome c) has a dual role in the cell. The normal function occurs in the nucleus. In this context it is plausible that the cell death that occurs in LLS1 plants is due to the release of an LLS1 protein partner from it's normal cellular compartment (possibly the chloroplast instead of the mitochondrion). This interpretation provides a rationale for using the overexpression of LLS1 as a means of reducing cell death in plants. By enhancing the sequestration of a putative apoptogenic protein partner the overexpressed LLS1 protein may reduce the efficiency by which cells undergo cell death.
- 10
- 15

#### **lls1 and Cochliobolus carbonum**

Inoculation of *lls1* leaves with *Cochliobolus carbonum* Race 1 causes a proliferation of *lls1*-type necrotic lesions in the middle to upper parts of the leaves.

- 20 These *lls1*-type lesions superficially resemble *C. carbonum* lesions but they are sterile. That is, plating explants on carrot agar medium does not usually yield any *C. carbonum* fungal growth. Spontaneous *lls1* lesions occurring without inoculation are also sterile and appear similar. Thus the lesions induced by *C. carbonum* inoculation are apparently *lls1*-type lesions and not susceptible *C. carbonum* lesions. This raises the question as to whether these lesions indicate that the *lls1* mutant is susceptible to *C. carbonum* or not. It seems likely that the *lls1* plants are resistant to *C. carbonum*, but that *C. carbonum* is able to trigger *lls1* lesion formation. The *C. carbonum* could be acting as a stress that sets off the *lls1* lesion development. After all, even abiotic stresses, such as needle pricking, will also induce *lls1* lesion formation.
- 25
- 30 Inoculation of *lls1* leaves with *Cochliobolus carbonum* toxin plus or toxin minus causes few if any lesions to form in the middle to lower parts of the inoculated leaves. This observation is interpreted to mean that the *lls1* mutation possesses induced resistance to *C. carbonum* in that area of the leaf. While both spontaneous *lls1* lesions

and *C. carbonum* lesions physically resemble each other, neither type was seen in this area of the leaf. In the middle transitional area there are some nascent smaller *lls1* lesions. It appears as though only the upper acropetal areas of the leaf at this stage of development, are capable of forming spontaneous *lls1* lesions or *C. carbonum* induced lesions.

In the lower-middle areas of *lls1* leaves without any pathogen inoculation, a several fold elevation of PR1 and chitinase proteins was observed on western blots over that of *Lls1/lls1* wildtype heterozygotes. Upon inoculation, the PR1 and chitinase expression in this area of the leaves was elevated slightly in *lls1* and substantially in the *Lls1/lls1* heterozygotes, such that after inoculation both *lls1* and the wildtype heterozygotes have similar levels of PR1 and chitinase. Thus it appears that: 1) elevated PR gene expression is correlated with resistance to *C. carbonum* in the lower middle area of the leaves, and 2) the PR gene induction exists prior to the resistance.

#### ***lls1* and *Cochliobolus heterostrophus***

As was seen with *C. carbonum*, inoculation of *lls1* leaves with *Cochliobolus heterostrophus* also causes a proliferation of *lls1*-type necrotic lesions in the middle to upper parts of the leaves. These *lls1*-type lesions are generally distinguishable from *C. heterostrophus* necrotic lesions. These *lls*-type lesions are also sterile; that is, plating explants on carrot agar medium does not usually yield any *C. heterostrophus* fungal growth. Spontaneous *lls1* lesions occurring without inoculation are also sterile and appear similar. Thus the lesions induced by *C. heterostrophus* inoculation are apparently *lls1*-type lesions and not susceptible *C. heterostrophus* lesions. It appears that *C. heterostrophus* triggers formation of *lls1* lesions. *C. heterostrophus* appears to be acting as a stress that sets off the *lls1* lesion development. After all, even abiotic stresses, such as needle pricking, will also induced *lls1* lesion formation.

Inoculation of *lls1* leaves with *Cochliobolus heterostrophus* causes few if any lesions to form in the middle to lower parts of the inoculated leaves. This observation was interpreted to mean that the *lls1* mutation possesses induced resistance to *C. heterostrophus* in that area of the leaf. Spontaneous *lls1* lesions and *C. heterostrophus* lesions are usually distinguishable by appearance, yet neither type was observed in this area of the leaf. In the middle transitional area there are some

nascent smaller *lls1* lesions, so it appears as though only the upper acropetal areas of the leaf are capable of forming *lls1* lesions. However, the lack of *C. heterostrophus* lesions in this area of the leaf relative to their appearance in *Lls1/lls1* and *Lls1/Lls1* wildtype controls, indicates that *lls1* possesses resistance to *C. heterostrophus* in that area of the leaf. That the *lls1* heterozygotes are not resistant indicates that this resistance, like *lls1* lesion formation, is a recessive Mendelian trait.

In the lower-middle areas of *lls1* leaves without any *C. heterostrophus* inoculation, a several fold elevation of PR1 and chitinase proteins was observed on western blots over that of *Lls1/lls1* wildtype heterozygotes. Upon inoculation with *C. heterostrophus*, the PR1 and chitinase in this area of the leaves is elevated slightly in *lls1* and substantially in the *Lls1/lls1* heterozygotes, such that after inoculation they have similar levels of PR1 and chitinase. Thus it appears that elevated PR gene expression is correlated to resistance to *C. heterostrophus* in the lower middle area of the leaves, and that this elevated PR gene expression occurs prior to the inoculation and resistance.

#### ***lls1* and *Puccinia sorghi* (Rust)**

Rust inoculation of *lls1* plants does not necessarily induce *lls1*-type necrotic lesions. It was observed that rust will infect *lls1* plants and produce sporulating lesions. This indicates that unlike *C. carbonum*, *C. heterostrophus*, and *Puccinia sorghi*, rust, a biotrophic pathogen, is able to infect *lls1* and *Lls1/lls1* heterozygote control plants. The fact that *P. sorghi* will infect and form lesions indicates that *P. sorghi* can evade triggering *lls1* lesions formation and that it can survive and grow on *lls1*. The *lls1* mutation is therefore not necessarily rust resistant. Differences that may exist in rust susceptibility in the acropetal versus basipetal regions of the leaf have not been investigated.

Western blots revealed that mutant *lls1* plants and *Lls1/lls1* wildtype heterozygote plants had similar levels of chitinase expression following rust inoculation. The expression of PR1, however, was slightly higher in the wildtype plants than in *lls1* mutants following rust inoculation. These experiments seem to indicate that although rust is able to avoid triggering *lls1*-type lesions formation in *lls1*, it still manages to trigger at least chitinase expression. These results may have important ramifications for understanding how pathogens are detected by the plant

host, and if detected, whether by the same or different mechanisms, how the signaling pathways determine whether PR gene expression activated.

To date no studies have isolated a protein(s) or gene(s) ubiquitously involved in the degradation of plant phenolics. Phenolics in plants are often sequestered in cell compartments until needed or synthesized only when required. Some phenolics however such as benzoic acid and salicylic acid have been proposed to play key roles in preconditioning cells to undergo cell death during the hypersensitive response as described by current models for systemic acquired resistance in dicot plants.

One candidate that may fit well in this role is salicylic acid (SA). SA, which exhibits a 10-50 fold increase during the HR and is also triggered in response to oxidative stresses associated with ozone or UV exposure (Hammond-Kosack and Jones (1996) *Resistance Gene-dependent Plant Defense Responses, Plant Cell* 8:1773-1791); Ryals *et al.* (1996) *Systemic Acquired Resistance, Plant Cell* 8:1809-1819), is known to cause H<sub>2</sub>O<sub>2</sub> buildup (Chen *et al.* (1993) *Involvement of Reactive Oxygen Species in the Induction of Systemic Acquired Resistance by Salicylic Acid in Plants, Science* 242:883-886) and transmute into a cell damaging free radical under oxidizing conditions (Durner and Klessig (1996) *Salicylic Acid is a Modulator of Tobacco and Mammalian Catalases, J. Biol. Chem.* 271:28492-28501). These attributes of SA indicate that it may be a mediator of cell death in *lsl1* mutants, a hypothesis fully compatible with the demonstrated dependence on SA of cell death associated with a number of Arabidopsis *lsd* mutants (Dangl *et al.* (1996) *Death Don't Have no Mercy: Cell Death Programs in Plant-microbe Interactions, Plant Cell* 8:1793-1807; Weyman *et al.* (1996) *Suppression and Restoration of Lesion Formation in Arabidopsis lsd mutants, Plant Cell* 12:2013-2022). However, as noted above, the possibility nevertheless remains that a novel compound or mechanism is responsible for *lsl1*-associated cell death.

The predicted association of LLS1 with an iron-sulfur cluster suggests that it may also participate in oxidation-reduction reactions. Proteins that use iron-sulfur clusters as prosthetic groups often function as biosensors of oxidants and iron (Roualt and Klausner (1996) *Iron-sulfur Clusters as Biosensors of Oxidants and Iron, Trends Biochem. Sci.* 21:174-177). LLS1 may also serve as a kind of rheostat such as that proposed for LSD1 in regulating cell death in plants (Jabs *et al.* (1996) *Initiation of*

*Runaway Cell Death in an Arabidopsis Mutant by Extracellular Superoxide, Science* 273:1853-1856).

**Working model for *lls1* function**

5           As noted earlier, the present invention is not dependent upon a particular mode  
of action. However, it is predicted that the LLS1 protein functions to inhibit the  
action of a cell "suicide factor" by degrading that factor. The suicide factor is a  
phenolic compound that is either a toxin or signal associated with photosynthetic  
stress or wounding or due to metabolic upset in the case of *lls1/Les101* double  
10 mutants. Phenolics can cause superoxide production formation by donating an  
electron to dioxygen while in a semiquinone form (Appel (1993) *Phenolics in*  
*Ecological Interactions: The Importance of Oxidation, J. Chem. Ecol.* 19:1521-  
1552). Photosynthetic organisms have evolved multiple mechanisms to dissipate  
excess energy and avoid the production of reactive oxygen intermediates (ROI)  
15 during photosynthesis. Free-radicals are scavenged by ascorbate, carotenoids, the  
xanthophyll cycle, alpha-tocopherol, glutathione, and various phenolics (Alscher *et al.*  
(1993), *Antioxidants in Higher Plants*). The oxidative state of a cell influences  
dramatically the ability of phenolics to promote free radical formation (Appel (1993)  
*Phenolics in Ecological Interactions: The Importance of Oxidation, J. Chem. Ecol.*  
20 19:1521-1552). The development of *lls1* lesions could result in cell death due to the  
inability to remove a toxic phenolic or signal that has accumulated in a cell.

Whereas a toxin may directly inhibit basic metabolic processes a signal may  
trigger a programmed cell death pathway that is reminiscent of the hypersensitive  
response. Lesions thus spread because the release of the contents of dying cells cause  
25 oxidative stress in surrounding cells and result in the autocatalytic production of the  
cell suicide factor. Alternatively a signal for cell death may activate cell death  
programs in surrounding cells unless it is removed. The developmental gradient of  
*lls1* lesion expression may reflect the accumulation of a suicide factor in older cells.  
Young tissue does not form lesions when wounded and this may reflect the lack of  
30 accumulation of a suicide factor, the inability to yet synthesize that compound or the  
existence of a juvenile *lls1* homolog. Protection of the plant tissue from light would  
directly reduce the concentration of the suicide factor and avoid lesion formation.  
The concentric circle appearance of *lls1* lesions may thus result from variation in the

production of the suicide factor due to diurnal light cycles. Revertant sectors would be resistant to this suicide factor and the ability of lesions to “traverse” pale green or albino sectors in *lls1/lls1 io/io* or *lls1/lls1 NCS7* double mutants would reflect the concentration and diffusibility of the toxic phenolics across tissues less able or unable to produce the suicide factor. In normal tissues functional LLS1 limits the effect of a suicide factor released in the process of wounding or stress. Finally it is expected that if LLS1 affects phenolic metabolism that a change in phenolic profile would occur in *lls1* plants. Significantly, this prediction is supported by the report that a para-coumaric ester accumulates in *lls1* lesioned plants but not in normal wild-type siblings or wild-type siblings inoculated with the fungus *Cochliobolus heterostrophus* (Obanni *et al.* (1994) *Phenylpropanoid accumulation and Symptom Expression in the Lethal Leaf Spot Mutant of Maize*, Physiol. Mol. Plant Path. 44:379-388).

***lls1* may play a role in the Hypersensitive Response**

A complex series of cellular events is envisaged to occur during the activation of defense responses in plants (Hammond-Kosack *et al.* (1996) *Resistance Gene-dependent Plant Defense Responses*, Plant Cell 8:1773-1791). Incompatible responses will often lead to the death of an infected cell within a few hours of infection. There is considerable evidence that this hypersensitive response (HR) is a form of programmed cell death activated by the plant cell. Lesion mimic mutations may cause an uncoupling of the regulatory steps of this process. Recent evidence has shown that control of cell death involves checkpoints that negatively and positively modulate the decision to progress to cell collapse. Evidence is provided by the observation that the lesion mimic phenotype of the *lsd1* and *lsd6* mutations of *Arabidopsis* are suppressed in the presence of the transgene *nahG* which degrades salicylic acid (SA). Application of 2,6 dichlorisonicotinic acid (a chemical inducer of systemic acquired resistance - SAR) restored lesion phenotype of these mutants (Dangl *et al.* (1996) *Plant Cell* 8:1793-1807). This result directly implicates SA in the signaling pathway that leads to cell death in these lesion mimics and that normally LSD1 and LSD6 would serve to negatively modulate that pathway. *acd1* plants form spreading lesions in the presence of a functional *lsd1* gene suggesting that ACD1 operates downstream or on a separate pathway from LSD1. Also there is evidence to indicate that SA donates an electron to catalase and in so doing becomes a free radical

which interacts with membrane lipids to promote lipid peroxides which further promote membrane damage and cell collapse. Collectively these results suggest that *acd1* functions downstream of *lsd1* to inhibit a cell death pathway that is promoted by superoxide via SA and it may be that *acd1* transcription is activated by LSD1.

- 5 ACD1/LLS1 may degrade SA and thus negatively regulate a signaling pathway that could lead to runaway promotion of cell death. ACD1/LLS1 may be positively regulated by competing sensors of well being within the cell via the LSD1 protein and or other activators. Thus in an *lls1* mutant what normally may constitute a minimal stress may become exaggerated through a runaway amplification loop and cell death
- 10 pathways may be triggered resulting in lesion formation. This model predicts that *nahG* in an *acd1/acd1* mutant will abolish lesion formation.

### **Cell death mechanisms in plants versus animals**

- Lesion mimic genes are now providing insight into the kinds of genes
- 15 involved in regulating cell death in plants. Three lesion mimic genes have now been cloned and do not have related counterparts in animal systems. This suggests that cell death is regulated in plants in a manner very different from models describing cell death regulation in animals although a role for ROI seems common to both systems. The recently cloned *mlo* locus from barley has been shown to encode a membrane
- 20 protein and the *lsd1* gene from *Arabidopsis* may encode a transcriptional activator. Both of these genes may normally serve to interpret external or internal stress signals and when mutated turn on or off other genes that cause cell death or cell survival respectively. The *lls1* gene appears to be encode an enzyme involved in suppressing the spread of cell death through some aspect of phenolic metabolism. Phenolic
- 25 production has long been long associated with cell death in plants but little understood at the molecular level. Studies of the cloned *lls1* gene may afford unexpected insights into this important aspect of plant physiology.

### **Expression profile of lethal leaf spot 1 (*lls1*)**

- 30 In leaves 2 and 4 of 16-days-olds wild-type seedlings (Mol7, B73), the strongest expression of *lls1* is seen in both upper and lower epidermis and its derivatives (such as silica cells), in sklerenchyma cells on either side of vascular bundles, and in protoxylem elements. A weaker, but clearly discernible expression



signal is observed in bundle sheath, mesophyll cells and midrib parenchyma. Expression is undetectable in metaxylem, phloem and companion cells.

5 In 7-day-old darkgrown wild-type seedlings (B73), *lls1* expression can be detected at low levels in a uniform distribution throughout most leaf cells. In leaves of the dominant lesion mimic mutant Les 101, and in the *lls1* mutant itself, expression of *lls1* is essentially the same as in wild-type.

For in situ expression analysis of *lls1*, a 0.7kb NotI-PstI fragment from the middle of the cDNA was used to make labeled sense and antisense riboprobes.

10 Clones comprising the genomic sequence and cDNA sequence described herein were deposited on 14 November 1996 with the American Type Culture Collection, Rockville, Maryland, and given accession numbers ATCC 97791 and ATCC 97792.

15 **Example 2: The developmental and inducible pattern of *lls1* gene expression in maize.**

**Materials and Methods**

**Plant Material:**

20 The maize inbred line B73 was used for assessing the developmental and inducible nature of *lls1* expression. *lls1* expression was also assessed in the *lls1*-ref allele and several lesion mimic mutants.

**RNA Isolation and Northern Analysis:**

25 Tissue for RNA isolation was frozen in liquid nitrogen immediately after harvesting, ground to a fine powder and added to premeasured denaturation and extraction solution (DEX) (2.0 M guanidine thiocyanate, 0.6 M ammonium thiocyanate, 0.2 M Sodium Acetate, 8% Glycerol, 50% Phenol (water saturated, pH 4.3 ± 0.3)). Samples were vortexed and organic phase separation was effected by the addition of 0.2 vols of chloroform per vol. of DEX solution employed. RNA was precipitated from the aqueous phase using isopropanol, and the recovered pellet  
30 washed with 70% ethanol and resuspended in RNAase-free water. RNA samples were electrophoretically separated using a standard formaldehyde agarose gel procedure, and blotted into nitrocellulose (Nitrocellulose BA-S 83, 0.45 mm pore size) by capillary transfer. Blots were probed using a 50% formamide hybridization

solution and following washing at various stringencies subjected to autoradiography (Auseubel *et al.* (1994) Current Protocols in Molecular Biology (New York: John Wiley and Sons). A partial *lls1* cDNA clone was used as a probe to detect the maize *lls1* transcript.

5

### **Wound induction experiments**

The B73 inbred line was used to examine the induced expression of the maize *lls1* gene by wounding. Leaves were wounded by sprinkling carborundum powder on the upper epidermis and then firmly rubbing the leaves between gloved thumb and forefinger. Plants that were wounded were exposed to light for 12 hours post wounding but for longer time intervals plants entered a period of darkness. At collection time samples were quick frozen in liquid nitrogen stored at -80°C and prior to RNA extraction by the aforementioned procedure.

### **Pathogen infection experiments**

A spore suspension of Tox+ or Tox- strains of *Helminthosporium carbonum* strains was prepared from plate cultures and 1ml was used to inoculate the leaf whorl of Pr1, Pr or P8 seedlings at the three leaf stage or at the 8<sup>th</sup>, 9<sup>th</sup> or 10<sup>th</sup> week stage. A hypersensitive reaction or cell death due to pathogen invasion could be observed by 24 hours and samples were collected at 12 hr or 24 hr intervals for northern analysis.

Experiments to determine the developmental and inducible pattern of *lls1* gene expression in maize.

(a) To determine the pattern of expression of *lls1* during normal development, northern analysis was performed on mRNA samples isolated from several tissues of young and mature maize plants (inbred line B73). In sixty day old seedlings, expression of *lls1* was detected at very low levels in the primary leaf, was barely detectable in leaf 2, and at the limit of detection in leaf 3. No signal was detected in the roots of young seedlings. By 13 days *lls1* expression had increased in leaves 1 to three but was only marginally detectable in the leaf whorl (consisting of unfurled fifth leaf and lower part of leaf 4) and not at all in the roots. In adult B73 plants (tasseling stage) *lls1* transcripts were readily detectable in expanded leaf tissue with a small gradient in expression that increased with leaf age. A low level of expression was detectable in leaf sheath (leaf 6) but not in immature tassels (not yet

shedding), or in young ear or silk tissue. The normal expression pattern of *lls1* appears to correlate directly with the extent of tissue greening and may reflect the extent to which the tissue acts as a photosynthetic source versus a sink.

(b) Previous studies had indicated that physical wounding of leaf tissue followed by exposure to light caused the formation of spreading lesions in *lls1* plants. From this observation it was hypothesized that the protective function of *lls1* may be induced at a transcriptional or post-transcriptional level in response to wounding. Using northern analysis it was found that *lls1* gene expression increases to very high levels in leaf tissue that has been subjected to physical wounding. Leaves were wounded by sprinkling carborundum powder on the upper epidermis and then firmly rubbing the leaves between gloved thumb and forefinger. Leaves at a similar developmental age on individual plants were wounded in this manner, and collected leaf samples were quick-frozen at various time intervals following wounding for up to 24 hours. Total RNA was isolated from these samples and analyzed by northern blot using the *lls1* cDNA (pJG200) as a probe. Expression of *lls1* was below the limit of detection in unwounded leaves when 10µg of total RNA was employed for analysis – although use of mRNA indicates that the *lls1* transcript is indeed present in these tissues albeit at low levels. In wounded tissue of young leaves (leaf whorl and lower half of the subtending leaf of maize seedlings at the five leaf stage) the *lls1* transcript was not detectable in total RNA samples until 4 to 6 hrs post wounding. In contrast, *lls1* expression increased to very high levels in wounded mature leaves (fully expanded leaf 5 of a 13 leaf plant). This increase could be detected beginning at approximately 3.5 hours post wounding and increasing to a maximal level around 8.5 hours and thereafter declined to low levels although a signal could still be detected at 24 hrs post-wounding. No increase in *lls1* gene expression was observed in a separate experiment where samples were collected for 7 timepoints within a 2.5 hour period post-wounding. Thus *lls1* expression is up-regulated in tissue where cell death is occurring although it cannot be distinguished by this result if expression occurs in dying cells or surrounding cells alone or both. This observation that *lls1* is inducible also indicates that the *in situ* studies reflect only the levels of *lls1* gene expression in the absence of cell death and that a different and more dynamic picture would likely emerge if wounded tissues were to be examined. However the cell autonomous nature of LLS1 function and the spreading nature of *lls1* lesions suggest that LLS1

functions in cells surrounding dying cells to protect living cells from toxic metabolites or cell death signals that emanate outward from dying cells. See, Gray *et al.* (1997) *Cell* 89:25-31. LLS1 may function to remove or modify such intermediates or act as a sensor to effect other protective responses in the cell. In any event, the protective role of LLS1 is inducible by the production of new transcripts and presumably protein in stressed tissue. The signals regulating the *lls1* promoter are not known at this time but candidate signals that are transduced include jasmonic acid, salicylic acid, auxins or phenolic compounds.

(c) To further investigate the range of factors influencing *lls1* expression, northern analysis was performed on maize tissue infected with the fungal plant pathogen *Helminthosporium carbonum*. Seedlings (three leaf stage) was inoculated by spraying with a suspension of fungal spores and mature (8 to 10 wk) plants were inoculated in the leaf whorl. Young seedlings of the resistant inbred line Pr1 and the near isogenic susceptible line Pr both exhibited increased *lls1* expression beginning at least by 16 hrs post-inoculation and increasing to high levels of expression by 35 to 48 hours and levels appear to decrease by 72 hrs. Higher levels of expression of the *lls1* gene were observed by 24 hours if the resistant Pr1 line was infected by a toxin minus *H. carbonum* isolate although this difference is not apparent at 48 hrs. When seedlings of the resistant inbred line P8 were inoculated with *H. carbonum* expression increased to high levels by 48 hours and declined again by 72 hrs. Slightly lower expression was seen when a toxin-strain was used for inoculation. High levels of expression were also observed in 8 to 10 wk old P8 plants in the 24 to 48 hours post-inoculation and also in a completely susceptible *hm1hm2* line. In each of these plants a significant amount of lesioning and cell death was occurring due to either the hypersensitive response or death due to pathogen invasion in resistant and susceptible lines respectively. This result in combination with the observation that *lls1* is induced in physically wounded cells suggests that cell death caused by either biotic or abiotic factors will trigger the signals to effect increased *lls1* expression.

(d) The lack of a functional *lls1* gene results in aberrant cell death which suggests that *lls1* may function to protect dying cells. LLS1 may be required in other lesion mimic mutants where cells are dying and the *lls1* gene may be induced in such lesioned tissue. Total RNA was isolated from leaves of several lesion mimic mutants that were exhibiting approximately 50% coverage by lesions and a leaf of similar age

from a wild-type sibling was used as a control for normal expression. A very small increase was observed in *lls1* expression in *Les\*-101* and *Les22* mutant leaves compared to the wild-type control. Significantly higher levels of expression were observed in *EC91* and *Les14* mutant leaves. A strong and very strong increase in *lls1* expression was observed in *Les10* and *Les9* mutant leaves. In *EC91*, *Les14* and *Les10* mutant plants two bands that hybridize with the *lls1* cDNA probe were observed (approx. 2.1 and 2.3 kb in size) but the nature of these two transcripts is not yet known. The increased expression of *lls1* in the *Les10* mutant is observed more clearly using mRNA for northern analysis. Expression of the actin gene was used as a control for uninduced expression in mutant versus wild-type leaves. Better resolution of the transcripts by longer electrophoresis shows that there is clearly a second smaller transcript induced in the mutant leaf as compared to the wild type control. Another transcript was not observed in the lesioned *Les\*-101* leaves. Analysis of *lls1* expression in the *lls1*-ref allele revealed that an *lls1* hybridizing transcript is still produced in this mutant (this is not true of the alleles *lls1*-4 and *lls1*-5). Furthermore this transcript is induced several fold as would be expected if *lls1* gene function is required in dying lesioned tissue. Thus, in addition to induction by wounding and pathogen infection *lls1* gene expression can be induced in at least some lesion mimic plants. The differences in *lls1* expression in different lesion mimics (e.g. between *Les22* and *Les9*) may result from differences in the train of sub-cellular events that lead to cell death and different levels of production of the signals that govern *lls1* gene induction.

All publications and patent applications mentioned in the specification are indicative of the level of those skilled in the art to which this invention pertains. All publications and patent applications are herein incorporated by reference to the same extent as if each individual publication or patent application was specifically and individually indicated to be incorporated by reference.

Although the foregoing invention has been described in some detail by way of illustration and example for purposes of clarity of understanding, it will be obvious that certain changes and modifications may be practiced within the scope of the appended claims.

WHAT IS CLAIMED IS:

1. An isolated nucleotide sequence comprising a promoter sequence that is capable of driving expression of a gene in a plant cell wherein said promoter  
5 natively drives the expression of a plant cell death suppressor protein.
2. The promoter of claim 2, wherein said promoter comprises the sequence set forth in SEQ ID NO: 1.
- 10 3. A DNA construct comprising the promoter of claim 1, operably linked to a heterologous coding sequence.
4. A vector comprising the DNA construct of claim 3.
- 15 5. A host cell comprising the vector of claim 4.
6. A plant which has been stably transformed with the DNA construct of claim 4.
- 20 7. The plant of claim 6, wherein said heterologous coding sequence encodes an insecticidal protein.
8. Transformed seed of the plant of claim 6.
- 25 9. A plant having stably incorporated in its genome a DNA construct, said construct comprising a promoter having the sequence of SEQ ID NO: 1 operably linked to a polynucleotide.
10. The plant of claim 9, wherein said polynucleotide is a coding sequence  
30 for a gene.
11. The plant of claim 10, wherein said gene is a gene that provides resistance to insects or fungal pathogens.

12. The plant of claim 9, wherein said polynucleotide is an antisense sequence.

13. The plant of claim 9, wherein said plant is a dicot.

14. The plant of claim 9, wherein said plant is a monocot.

15. The plant of claim 14, wherein said monocot is maize.

16. Seed of the plant of any one of claims 9-15.

17. A plant cell having stably incorporated in its genome a DNA construct, said construct comprising a promoter having the sequence of SEQ ID NO: 1 operably linked to a polynucleotide.

18. The plant cell of claim 17, wherein said polynucleotide is a coding sequence for a gene.

19. The plant cell of claim 18, wherein said gene is a gene that confers resistance to insects or fungal pathogens.

20. The plant cell of claim 17, wherein said polynucleotide is an antisense sequence.

21. The plant cell of claim 17, wherein said plant cell is from a dicotyledonous plant.

22. The plant cell of claim 17, wherein said plant cell is from a monocotyledonous plant.

23. The plant cell of claim 22, wherein said monocotyledonous plant is maize.

# **ABSTRACT**

5       The present invention is drawn to methods and compositions for suppressing  
cell death in plants. Specifically, novel proteins and genes are provided for use in  
plant transformation. The proteins and genes are useful for activating disease  
resistance, enhancing plant cell transformation efficiency, engineering herbicide  
resistance, genetically targeting cell ablations, and other methods involving the  
regulation of cell death in plants. Also provided are inducible promoters that can be  
10       used in DNA constructs to express polynucleotides in plants, plant cells, tissues and  
seeds.



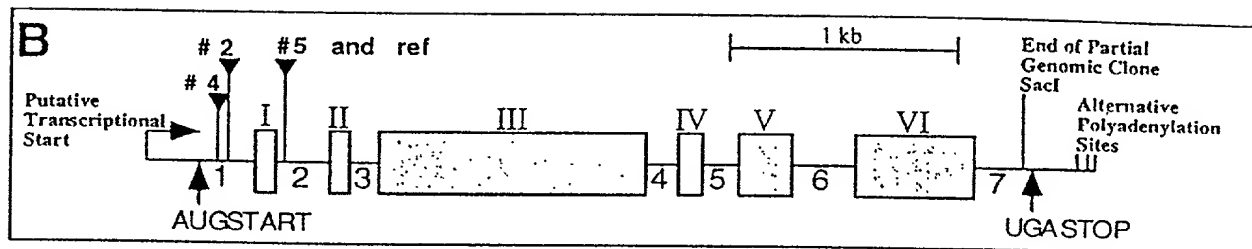


Figure 1

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<220>  
 <223> Description of Artificial Sequence: PRIMER

<400> 5  
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<210> 6  
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 <213> Artificial Sequence

<220>  
 <223> Description of Artificial Sequence: PRIMER

<400> 6  
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<210> 7  
<211> 7  
<212> PRT  
<213> CONSENSUS SEQUENCE

<220>  
<223> CONSENSUS SEQUENCE FOR THE REISKE-TYPE [2Fe-2S]  
CLUSTER

<220>  
<223> Xaa at positions 2, 4 and 6 can be any amino acid.

<400> 7  
Cys Xaa His Xaa Cys Xaa His  
1 5

<210> 8  
<211> 7  
<212> PRT  
<213> CONSENSUS SEQUENCE

<220>  
<223> CONSENSUS SEQUENCE FOR MONONUCLEAR NON-HEME  
Fe-BINDING SITE

<220>  
<223> Xaa at positions 2, 4 and 6 can be any amino acid.

<400> 8  
Glu Xaa Asp Xaa His Xaa His  
1 5